



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

**ELECTRONIC MAIL**  
**CONFIRMATION OF EMAIL RECEIPT REQUESTED**

Mr. Steven Grinstead  
Curis System, LLC  
1717 Kennedy Point, Suite 10001  
Oviedo, Florida 32765

Re: Curis System, LLC  
FIFRA Notice of Warning  
Case File No. FIFRA-04-2021-0800

Dear Mr. Grinstead:

The U.S. Environmental Protection Agency has obtained evidence indicating that Curis System, LLC (Curis), appears to be in violation of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). On April 22, 2020, the EPA Region 4 issued an Advisory Letter for claims regarding the Coronavirus. On May 14, 2020, an inspector authorized by the EPA conducted an inspection at Curis located at 1717 Kennedy Point, Suite 10001, Oviedo, Florida 32765 to determine compliance with FIFRA and the regulations promulgated thereunder. On June 17, 2020, the case file was forwarded to the regional office for further review.

At the time of review, the case development officer observed and found that Curis was making claims on the company website found at <https://www.curissystem.com/press-releases-news> that substantially differed from any claims made for it as a part of the statement required in connection with its registration under Section 3, including the following statements and a graphic image of the Coronavirus:

- “Kill COVID-19”
- “fogging system protects passengers against COVID-19 and other infectious disease”
- “CURoxide shows 99.9999% efficacy in killing the most resistant pathogens”
- “Maintained pathogen-kill zone”
- “Has been used for more than seven years to stop the spread of infectious disease”
- “Most efficacious germ-killing disinfectant solution”
- “Infection Control.tips”
- “Measurable kill result of dangerous germs”
- Making List N claims on your website
- “Decontamination System”

As such, the EPA believes these claims made in reference to the statements above are potentially false or misleading. According to 40 CFR § 168.22 Subpart B – *Advertising of unregistered pesticides*,

*unregistered uses of registered pesticides and FIFRA Section 24(c) registrations*, it is unlawful for any person who distributes, sells, offers for sale, holds for sale, ships, delivers for shipment, or receives and (having so received) delivers or offers to deliver any pesticide, to place or sponsor advertisements which recommend or suggest the purchase or use of an unregistered pesticide or a registered pesticide for an unregistered use. EPA interprets these provisions as extending to advertisements in any advertising medium to which pesticide users or the general public have access. If your company is making similar claims to those listed above, you may be held liable for advertising (i.e. distributing and selling) unregistered pesticides or registered pesticides with claims that substantially differ from those accepted during the registration of the product.

Pursuant to FIFRA Section 12(a)(1)(B), 7 U.S.C § 136j(a)(1)(B), it shall be unlawful for any person in any State to distribute or sell to any person any registered pesticide if any claims made for it as a part of its distribution or sale substantially differ from any claims made for it as part of the statement required in connection with its registration under Section 3.

In response to the potential violation of FIFRA at the facility, the EPA is issuing this Notice of Warning (NOW) to Curis System, LLC pursuant to FIFRA Section 9(c)(3), 7 U.S.C. § 136g(c)(3). The EPA has determined at this time that a NOW is appropriate enforcement response for the company's apparent violation of FIFRA, provided that within 30 days of the receipt of this NOW, an authorized official of the company submit a signed statement indicating that compliance with FIFRA has been achieved and identifying the actions taken to achieve compliance with the requirements set forth above. If this statement is not submitted and/or compliance is not achieved, the EPA may initiate a more formal enforcement action which could include the filing of a complaint and the assessment of a civil penalty. Your statement should be submitted to Ms. Deborah Ortiz at [ortiz.deborah@epa.gov](mailto:ortiz.deborah@epa.gov). In the event that the EPA decides to initiate a more formal enforcement action, you will be notified in writing and provided an opportunity to meet with the EPA or conduct a conference call to present any facts, evidence or arguments as to why the EPA should not initiate such action.

Since your company may be classified as a small business, you may want to review the Information Sheet "U.S. EPA Small Business Resources," which can be found on the internet at: [www.epa.gov/compliance/small-business-resources-information-sheet](http://www.epa.gov/compliance/small-business-resources-information-sheet). This document will provide you with information regarding compliance and rights you may be entitled to under the Small Business Regulatory Enforcement Fairness Act.

If you have any questions about this letter, and/or would like to discuss the above-stated findings by the EPA, or would like a copy of the Information Sheet, please contact Ms. Deborah Ortiz of my staff at (404) 562-8230 or by email at [ortiz.deborah@epa.gov](mailto:ortiz.deborah@epa.gov).

Sincerely,

for Kimberly L. Bingham  
Chief  
Chemical Safety and Land Enforcement Branch

cc: Mr. Neil Richmond, FDACS